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Third-Party Plaintiffs

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

REZA MOTAMENI, an individual,

Plaintiff,

v.

MELISSA ADAMS, an individual formerly
known as Melissa Motameni,

Defendant,

and

MOTO-BIZ, INC., an Oregon corporation,

Nominal Defendant.

Case No. 3:21-cv-01184-HZ

**STIPULATED MOTION TO EXTEND
SCHEDULING ORDER DEADLINES**

MELISSA ADAMS, individually and derivatively on behalf of MOTO-BIZ, INC., an Oregon corporation, MOJO-BIZ, LLC, an Oregon limited liability company, NOOR, LLC, an Oregon limited liability company, and LUCKY STRIKE, LLC, an Oregon limited liability company,

Counterclaimants and
Third-Party Plaintiffs,

v.

RAY MOTAMENI, an individual,
KIMBERLY JOHNSON, an individual, and
R AND K VANCOUVER INVESTMENTS,
LLC, an Oregon limited liability company,

Counterclaim Defendants and
Third-Party Defendants.

I. LR 7-1(a) CERTIFICATION

Counsel for defendant, counterclaimants and third-party plaintiffs Melissa Adams, individually and derivatively on behalf of Moto-Biz, Inc., Mojo Biz, LLC, Noor LLC, and Lucky Strike, LLC (collectively “Adams”) certifies that before filing this unopposed motion she conferred in good faith with Plaintiff/third party defendant Reza Motameni (“Motameni”) and third-party defendants Kimberly Johnson and R and K Vancouver Investments, LLC (collectively, “Third Party Defendants”) regarding the issues raised in this motion. Motameni and Third-Party Defendants stipulate to this motion.

II. MOTION

Pursuant to Fed. R. Civ. P. 16 and LR 16-3(a), the parties move the Court for an order extending the discovery and pretrial deadlines set in this case. (ECF No. 29).

This matter was filed on April 20, 2021, in the Circuit Court for the State of Oregon in the County of Multnomah, and removed to the United States District Court for the District of Oregon, Portland Division on August 11, 2021. The Court issued a case scheduling order based on the parties’ Rule 16 Conference with the Court dated February 1, 2022. (ECF No. 29). Thereafter,

pleading motions were resolved and the First Amended Complaint filed. On or about or about March 8, 2022, Adams filed her First Amended Answer, Affirmative Defenses, Counterclaims (First Amended Answer/Counterclaims). Motameni and Third Party Defendants filed motions to dismiss and/or strike Adams' First Amended Answer/Counterclaims on April 19, 2022 and April 27, 2022, respectively. Those motions are fully briefed and pending before the Court.

Good cause exists to extend the deadlines set by the Court on February 1, 2022 because additional parties were added after those dates were established, pleading motions involving claims against Motameni and Third Party Defendants are pending, and, thus, additional time is warranted to allow the parties to further determine and frame the issues in dispute so they can proceed with discovery and preparations for a trial.

The parties therefore request an extension of the following deadlines and, propose the tentative schedule below:

Event	Current Deadline	New Deadline
Deadline to Complete Discovery	June 30, 2022	December 30, 2022
Deadline to File Dispositive Motions	July 29, 2022	March 1, 2023
Oral Argument on Dispositive Motions	October 4, 2022	May 2, 2023
ADR Report Deadline	30 days after the Court rules on dispositive motions	30 days after the Court rules on dispositive motions
Initial Expert Disclosure Deadline	Deferred until after ruling on dispositive motions	Deferred until after ruling on dispositive motions
Pretrial Order	30 days following a ruling on dispositive motions	Deferred until after ruling on dispositive motions

This motion is not intended for the purpose of delay and no party will be prejudiced by the granting of this motion as no trial date is set, and the parties stipulate to the above proposed schedule.

DATED: June 27, 2022

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DATED: June 27, 2022

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DATED: June 27, 2022

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By: /s/ Annie Banks
Shannon Armstrong, OSB No. 060113
Annie Banks, OSB No. 211947
Attorneys for Third-Party Defendants Kimberly
Johnson, and R and K Vancouver Investments, LLC